

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : HON.
 :
 : Criminal No. 20-
 v. :
 : 18 U.S.C. §§ 2252A(a)(2)(A) & (b)(1)
 JOHN E. SCHULENBURG : 18 U.S.C. §§ 2252A(a)(5)(B) & (b)(2)
 : 18 U.S.C. § 2

INDICTMENT

The Grand Jury in and for the District of New Jersey, sitting at Newark,
charges:

COUNT ONE
(Distribution of Child Pornography)

From on or about July 1, 2019 through on or about July 3, 2019, in the
District of New Jersey, and elsewhere, the defendant,

JOHN E. SCHULENBURG,

did knowingly distribute child pornography, as defined in Title 18, United
States Code, Section 2256(8), using any means and facility of interstate and
foreign commerce and that had been mailed, and had been shipped and
transported in and affecting interstate and foreign commerce by any means,
including by computer, after having been convicted, in New Jersey Superior
Court, of endangering the welfare of a child/distribution of child pornography,
in violation of N.J.S.A. 2C:24-4b.

In violation of Title 18, United States Code, Sections 2252A(a)(2)(A) and
(b)(1) and Title 18, United States Code, Section 2.

COUNT TWO
(Possession of Child Pornography)

On or about November 6, 2019, in the District of New Jersey, and elsewhere, the defendant,

JOHN E. SCHULENBURG,

did knowingly possess material that contained at least three images of child pornography, as defined in Title 18, United States Code, Section 2256(8), which images had been mailed, shipped, and transported using any means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce by any means, including by computer, and which were produced using materials that were mailed, shipped, and transported in and affecting interstate and foreign commerce, by any means, including by computer, after having been convicted, in New Jersey Superior Court, of endangering the welfare of a child/distribution of child pornography, in violation of N.J.S.A. 2C:24-4b.

In violation of Title 18, United States Code, Sections 2252A(a)(5)(B) and (b)(2) and Title 18, United States Code, Section 2.

FORFEITURE ALLEGATION

1. The allegations contained in Counts One and Two of the Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 2253(a).

2. Upon conviction of either or both of the offenses charged in Counts One and Two of this Indictment, the defendant,

JOHN E. SCHULENBURG,

shall forfeit to the United States of America all of his right, title, and interest in the following:

- (a) any visual depiction described in 18 U.S.C. §§ 2251, 2251A, 2252, 2252A, 2252B, or 2260, or any book, magazine, periodical, film, videotape, or other matter which contains any such visual depiction, which was produced, transported, mailed, shipped or received in violation of 18 U.S.C. Part I, Chapter 110;
- (b) any property, real or personal, constituting or traceable to gross profits or other proceeds obtained from the offense charged in Count Two of this Indictment, and all property traceable to such property; and
- (c) any property, real or personal, used or intended to be used to commit or to promote the commission of such offense, and all property traceable to such property.

3. The property to be forfeited includes, but is not limited to, property seized from the defendant's residence on or about November 6, 2019.

Substitute Assets Provision


4. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third person;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to 21 U.S.C. § 853(p), as incorporated by 18 U.S.C. § 2253, to seek forfeiture of any other property of the defendant up to the value of the above forfeitable property.

A TRUE BILL

FOREPERSON


CRAIG CARPENITO
United States Attorney

CASE NUMBER: 20-_____

**United States District Court
District of New Jersey**

UNITED STATES OF AMERICA

v.

JOHN E. SCHULENBURG

INDICTMENT FOR

18 U.S.C. §§ 2252A(a)(2)(A), (a)(5)(B),
(b)(1), (b)(2), & 18 USC § 2.

A True Bill,

Foreperson

CRAIG CARPENITO

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